

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 22-60450-CIV-SMITH

MARCELIN LIBERAL, *individually, and on
behalf of all others similarly situated*

Plaintiff,

v.

HEALTHCARE REVENUE RECOVERY
GROUP, LLC, and MEMORIAL
REGIONAL HOSPITAL SOUTH
AUXILIARY, INC.,

Defendant.

**ORDER SETTING CIVIL TRIAL DATE,
PRETRIAL DEADLINES, AND REFERRAL TO MAJISTRATE JUDGE**

This case is set for trial during the Court's two-week trial calendar beginning on **August 14, 2023**. If the case cannot be tried during the two-week period, it will be re-set for each successive trial calendar until it is tried or resolved. The **Calendar Call** will be held at **9:00 a.m. on Tuesday, August 8, 2023**. The parties shall adhere to the following schedule:

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| 1. Joinder of any additional parties and filing of motion to amend the pleadings by | 08/05/2022 |
| 2. Parties shall select a mediator pursuant to Local Rule 16.2 and shall Schedule a time, date, and place for mediation by | 06/13/2022 |
| 3. Motion for Class Certification shall be filed by | 12/28/2022 |
| 4. Initial Disclosures under Rule 26(a) | 06/03/2022 |
| 5. Plaintiff(s) shall disclose experts, expert witness summaries, and reports as required by Fed. R. Civ. P. 26(a)(2) by | 07/19/2022 |
| 6. Defendant(s) shall disclose experts, expert witness summaries, and reports as required by Fed. R. Civ. P. 26(a)(2) by | 07/19/2022 |

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| 7. Exchange of rebuttal expert witness summaries and reports as required by Fed. R. Civ. P. 26(a)(2) by | 09/19/2022 |
| 8. Written lists containing the names and addresses of all fact witnesses intended to be called at trial by | 11/18/2022 |
| 9. Fact discovery shall be completed by | 01/16/2023 |
| 10. Expert discovery shall be completed by | 02/16//2023 |
| 11. Mediation shall be completed by | 03/10//2023 |
| 12. Motion to Decertify Class should be filed by | 01/31/2023 |
| 13. Dispositive motions, including summary judgment and <i>Daubert</i> , shall be filed by | 03/31/2022 |
| 14. Deposition designations and counter designations shall be filed by | 06/08/2023 |

The parties shall meet and confer prior to submitting the deposition designations and counter-designations in a good faith effort to resolve objections. Failure to comply with deadline and the meet and confer may result in objections being stricken or other appropriate sanctions.

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| 15. All pretrial motions and memoranda of law, including motions <i>in limine</i> , shall be filed by | 07/08/2023 |
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Prior to filing any motions *in limine*, the parties shall meet and confer in a good faith effort to resolve any issues. If a party has multiple motions *in limine*, they shall be filed as a single omnibus motion. All motions *in limine* and the responses shall be limited to one page per issue. No replies shall be permitted.

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| 16. Joint pretrial stipulations, depositions designations and counter-designations, proposed joint jury instructions, proposed joint verdict form, and/or proposed findings of fact and conclusions of law shall be filed by | 07/08/2023 |
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When the parties cannot agree on specific jury instructions, the submitted instructions shall clearly indicate which party has proposed the specific instruction. The parties shall meet and confer prior to submitting the deposition designations and counter-designations in a good faith effort to resolve objections.

REFERRAL TO MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636(b)(1) and Rule 1 of the Magistrate Rules of the Southern District of Florida, **ALL NON-DISPOSITIVE PRETRIAL MOTIONS**, including all discovery, and all motions for attorney's fees, and costs are **REFERRED (PTN)** to Magistrate Judge Valle for appropriate resolution.

DONE AND ORDERED in Fort Lauderdale, Florida, this 25th day of May, 2022.

A handwritten signature in black ink, appearing to read 'Rodney Smith', is written over a horizontal line.

RODNEY SMITH
UNITED STATES DISTRICT JUDGE

cc: Counsel of record